UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

FILED BY D.C.

05 DEC 20 PM 1:59

THOWAS M. GOULD CLERK, U.S. DESTRICT COURT WID OT THE PHIS

CLEOPHIS KING,

Petitioner,

v.

No. 05-2806-Ma

STEPHEN DOTSON.

Respondent.

JUDGMENT

Decision by Court. This action came for consideration before the Court. The issues have been duly considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that this action is dismissed in accordance with the Order of Dismissal, docketed December 15, 2005. The issuance of a certificate of appealability under amended 28 U.S.C. § 2253 is denied. Any appeal in this matter by Petitioner, proceeding <u>in forma pauperis</u>, is not taken in good faith.

SAMUEL H. MAYS, JR.

UNITED STATES DISTRICT JUDGE

December 20, 2005

THOMAS M. GOULD

DATE

(By) DEPUTY CLERK

CLERK

This decreent enters and the sheet in compliance

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Notice of Distribution

This notice confirms a copy of the document docketed as number 4 in case 2:05-CV-02806 was distributed by fax, mail, or direct printing on December 22, 2005 to the parties listed.

Cleophis King #304481 P.O. Box 679 Whiteville, TN 38075

Honorable Samuel Mays US DISTRICT COURT